

Attorney Declaration of Lyle D. Rowen
Case No. 23-cv-3652 (VSB)(SLC)

EXHIBIT H



4/11/2022

Isaac Pomper
AKAM ASSOCIATES, INC.
260 MADISON AVE FL 12
NEW YORK, NY 10016

SERVICE EMPLOYEES
INTERNATIONAL UNION
CTW, CLC

KYLE BRAGG
President

MANNY PASTREICH
Secretary Treasurer

LENORE FRIEDLAENDER
Assistant to the President

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CANDIS TOLLIVER

Capital Area District
Washington 202.387.3211
Baltimore 410.244.6299
Virginia 202.387.3211

Connecticut District
Hartford 860.560.8674
Stamford 203.674.9965

District 1201
215.923.5488

Florida District
305.672.7071

Hudson Valley District
914.328.3492

Mid-Atlantic District
215.226.3600

National Conference of
Firemen and Oilers
606.324.3445

New England District 615
617.523.6150

New Jersey District
973.824.3225

Western Pennsylvania District
412.471.0690

www.seiu32bj.org

Work Location: 350 West 53rd Street
Member: Jon Chaney
Case: 87299-21

To Whom It May Concern:

We are writing to express our concern about a complaint filed by Jon Chaney employed at above-referenced building location as a Doorperson. This member claims that their supervisor Jason Figueroa and Jose Diaz has been harassing them during the performance of their job duties. We are asking that Jason Figueroa and Jose Diaz be instructed to immediately cease and desist from any further harassing behavior or be cited for harassment.

If this harassment continues, SEIU Local 32BJ will be forced to take further action regarding this matter. We would prefer to see this matter resolved amicably so that both our members and your employees work in a productive and professional environment.

Very truly yours,

Gene Szymanski

cc:
Jon Chaney



April 11, 2022

Jon Chaney
30 MAUJER ST APT 3F
BROOKLYN, NY 11206-7651

Re: 350 West 53rd Street

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Dear Jon Chaney:

As you know, you filed a complaint with the Union alleging that AKAM ASSOCIATES, INC. ("Employer") have discriminated against you based on Race. Based on our investigation, we do not believe there is sufficient evidence to support a meritorious claim of discrimination. The Union, therefore, will not be arbitrating this claim.

Although the Union will not pursue the discrimination claim, you have the right to pursue the claim on your own. If you choose to do so, you need to begin by invoking the mediation process administered by the Office of the Contract Arbitrator (OCA). In mediation, a mediator will review each party's claims and evidence and will work with the parties to achieve a resolution of the claims. To trigger the mediation, please be advised that you must notify Ms. Grace Hewitt at the Office of the Contract Arbitrator, 370 7th Ave, New York, NY 10001. Ms. Hewitt may be reached at (212) 645-0779.

Very truly yours,

Melissa Chan
Associate General Counsel

cc: Barbara Barolli, Realty Advisory Board on Labor Relations, Inc.